

1
2
3
4
5
6
7
8
9 UNITED STATES DISTRICT COURT
10 WESTERN DISTRICT OF WASHINGTON
11 AT TACOMA

12 UNITED STATES OF AMERICA,.

13 Respondent.

14 v.

15 ANTHONY Z. JENKINS,

16 Petitioner,
17
18

Case No. CR00-5699JET

ORDER

19 THIS MATTER comes on before the above-entitled Court upon Defendant's Motion for
20 Reconsideration of Sentence or in the Alternative to Withdraw Guilty Plea.

21 Having considered the entirety of the record and files herein, the Court finds and rules as
22 follows:

23 The Defendant's motion raises claims cognizable only in a §2255 motion. Thus, the Court
24 construes Defendant's Motion For Reconsideration of Sentence or in the Alternative to Withdraw
25
26

1 Guilty Plea as a second or successive §2255 motion. Defendant has not obtained prior authorization
2 from the Ninth Circuit Court of Appeals to file a second or successive motion. Accordingly,
3 Defendant's motion is DISMISSED for want of jurisdiction.

4 The Clerk of the Court is instructed to send uncertified copies of this Order to all counsel of
5 record.

6 DATED this 30th day of September, 2005.

7
8 /s JACK E. TANNER

9 JACK E. TANNER
10 SR. UNITED STATES DISTRICT JUDGE
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26